



AP3 Rec'd PCT/MAR 21 MAR 2006

#6

PATENT  
Docket No.: 836567-610047

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Flierl et al.  
Serial No.: 10/518,739  
Filed: December 17, 2004  
Title: A Stroke Adjusting Device for Valves of a Combustion Engine

MAIL STOP MISSING PARTS  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN  
THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

In response to the Notice of Missing Requirements, dated September 19, 2005, a copy of which is returned herewith, enclosed are the following papers related to the above-identified application:

- A properly signed declaration in compliance with 37 CFR 1.497(a) and (b) identifying the application by the above identical application number and filing date.

**Certificate of Mailing**

*I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.*

*Suzanne Koston*

/Suzanne Koston, March 17, 2006.

03/24/2006 MKAYPAGH 00000142 501432 10518739

01 FC:1617 130.00 DA

03/24/2006 MKAYPAGH 00000142 501432 10518739

02 FC:1254 1590.00 DA

- Please charge the \$130.00 to satisfy the Surcharge Amount and the additional \$1590.00 for response within the fourth month for a non-small entity with respect to Item 1 in compliance with 37 CFR 1.16(1) and 1.17(a)(4) or in the event of overpayment or additional fees due to Jones Day Deposit Account No. 501432 (Reference 836567610047).

Respectfully submitted,



---

Stephen D. Scanlon, Esq.  
Reg. No. 32,755  
Jones Day  
North Point  
901 Lakeside Avenue  
Cleveland, Ohio 44114  
(216) 586-3939

Date: March 17, 2006.



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

PCT

U.S. APPLICATION NUMBER NO. 10/518,739	FIRST NAMED APPLICANT Rudolf Flierl	ATTY. DOCKET NO. 836567610047
---	--	----------------------------------

Stephen D Scanlon  
 Jones Day  
 North Point  
 901 Lakeside Avenue  
 Cleveland, OH 44114



INTERNATIONAL APPLICATION NO. PCT/EP03/06550	
I.A. FILING DATE 06/20/2003	PRIORITY DATE 06/20/2002

CONFIRMATION NO. 3180  
 371 FORMALITIES LETTER



\*OC000000017034620\*

Date Mailed: 09/19/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/17/2004
- Copy of the International Search Report filed on 12/17/2004
- Copy of IPE Report filed on 12/17/2004
- Copy of Annexes to the IPER filed on 12/17/2004
- Request for Immediate Examination filed on 12/17/2004
- U.S. Basic National Fees filed on 12/17/2004
- Priority Documents filed on 12/17/2004

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DARRELL C COTTMAN

Telephone: (703) 308-9140 EXT 203

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/518,739	PCT/EP03/06550	836567610047

FORM PCT/DO/EO/905 (371 Formalities Notice)